

116TH CONGRESS
1ST SESSION

S. 3066

To provide for an advisory committee for the prevention of sexual misconduct in the Coast Guard, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 17, 2019

Ms. ERNST (for herself and Ms. DUCKWORTH) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To provide for an advisory committee for the prevention of sexual misconduct in the Coast Guard, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ADVISORY COMMITTEE FOR THE PREVENTION**
4 **OF SEXUAL MISCONDUCT IN THE COAST**
5 **GUARD.**

6 (a) ESTABLISHMENT REQUIRED.—

7 (1) IN GENERAL.—The Secretary of Homeland
8 Security shall establish and maintain within the De-
9 partment of Homeland Security an advisory com-

1 mittee to be known as the “Advisory Committee for
2 the Prevention of Sexual Misconduct in the Coast
3 Guard” (in this section referred to as the “Advisory
4 Committee”).

5 (2) DEADLINE FOR ESTABLISHMENT.—The
6 Secretary shall establish the Advisory Committee not
7 later than 180 days after the date of the enactment
8 of this Act.

9 (b) MEMBERSHIP.—

10 (1) IN GENERAL.—The Advisory Committee
11 shall consist of not more than 20 members, ap-
12 pointed by the Secretary from among individuals
13 who have an expertise appropriate for the work of
14 the Advisory Committee, including at least one indi-
15 vidual with each expertise as follows:

16 (A) Expertise in the prevention of sexual
17 assault and behaviors on the sexual assault con-
18 tinuum of harm.

19 (B) Expertise in the prevention of suicide.

20 (C) Expertise in the change of culture of
21 large organizations.

22 (D) Expertise in implementation science.

23 (2) BACKGROUND OF INDIVIDUALS.—Individ-
24 uals appointed to the Advisory Committee may in-
25 clude individuals with expertise in sexual assault

1 prevention efforts of institutions of higher education,
2 public health officials, and such other individuals as
3 the Secretary considers appropriate.

4 (3) PROHIBITION ON MEMBERSHIP OF MEM-
5 BERS OF ARMED FORCES ON ACTIVE DUTY.—A
6 member of the Armed Forces serving on active duty
7 may not serve as a member of the Advisory Com-
8 mittee.

9 (c) DUTIES.—

10 (1) IN GENERAL.—The Advisory Committee
11 shall advise the Secretary on the following:

12 (A) The prevention of sexual assault (in-
13 cluding rape, forcible sodomy, other sexual as-
14 sault, and other sexual misconduct (including
15 behaviors on the sexual assault continuum of
16 harm)) involving members of the Coast Guard.

17 (B) The policies, programs, and practices
18 of the Coast Guard and the United States
19 Coast Guard Academy for the prevention of
20 sexual assault as described in subparagraph
21 (A).

22 (2) BASIS FOR PROVISION OF ADVICE.—For
23 purposes of providing advice to the Secretary pursu-
24 ant to this subsection, the Advisory Committee shall
25 review, on an ongoing basis, the following:

1 (A) Cases involving allegations of sexual
2 assault described in paragraph (1).

3 (B) Efforts of institutions of higher edu-
4 cation to prevent sexual assault among stu-
5 dents.

6 (C) Any other information or matters that
7 the Advisory Committee or the Secretary con-
8 sider appropriate.

9 (3) COORDINATION OF EFFORTS.—In addition
10 to the reviews required by paragraph (2), for pur-
11 poses of providing advice to the Secretary, the Advi-
12 sory Committee shall also consult and coordinate
13 with the Defense Advisory Committee on Investiga-
14 tion, Prosecution, and Defense of Sexual Assault in
15 the Armed Forces (DAC-IPAD) on matters of joint
16 interest to the two Advisory Committees.

17 (d) ANNUAL REPORT.—Not later than March 30
18 each year, the Advisory Committee shall submit to the
19 Secretary, the Committee on Commerce, Science, and
20 Transportation of the Senate, and the Committee on
21 Transportation and Infrastructure of the House of Rep-
22 resentatives a report on the activities of the Advisory Com-
23 mittee pursuant to this section during the preceding year.

1 (e) SEXUAL ASSAULT CONTINUUM OF HARM.—In
2 this section, the term “sexual assault continuum of harm”
3 includes—

4 (1) inappropriate actions (such as sexist jokes),
5 sexual harassment, gender discrimination, hazing,
6 cyber bullying, or other behavior that contributes to
7 a culture that is tolerant of, or increases risk for,
8 sexual assault; and

9 (2) maltreatment or ostracism of a victim for a
10 report of sexual misconduct.

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